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Technology Center 2100

In re Application of: BOZIDAR FERREK-PETRIC)
Application No.: 09/348,506) **DECISION ON PETITION TO**
Filed: July 07, 1999) **WITHDRAW THE HOLDING OF**
For: **SYSTEM FOR REMOTE COMMUNICATION**) **ABANDONMENT**
WITH A MEDICAL DEVICE)

This is in reply to Petitioner's communications filed in the United States Patent and Trademark Office on November 15, 2002 and January 09, 2004. Both communications will be treated as a petition to Withdraw the Holding of Abandonment for the purpose of this decision. The delay in this decision is sincerely regretted. No fee is required.

The Petition is **GRANTED**.

A review of the file record reveals that the application was held abandoned on October 22, 2002 for failure to respond to the Office Letter dated February 27, 2002, within the Shortened Statutory Period of three months set therein.

Petitioner has submitted by facsimile transmission a copy of the response to the Office letter dated February 27, 2002, which includes a certificate of transmission dated August 27, 2002, a copy of Petition for Extension of Time under 37 CFR 1.136(a), and a copy of Facsimile Transmission confirmation.

Since a timely response to the Office Letter was filed, the holding of abandonment dated October 22, 2002 is hereby withdrawn, and the application is restored to pending status.

The fees for Petition for Revival of Unintentionally Abandoned Application under 37 CFR 1.137(b) filed November 15, 2002, and for Petition to Withdraw Holding of Abandonment under 37 CFR 1.181(a) filed January 09, 2004 are not required; therefore, these two fees, which were charged on January 21, 2004, will be credited to Deposit Account No. 13-2546. The application will be forwarded to the Examiner of Record for prompt action on the merits of the application.

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